



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|-----------------|-------------|----------------------|---------------------|------------------|
| 09/916,091 | 07/26/2001 | Staffan I. Kaempe | P-954-A | 8454 |

7590 02/26/2004

Paul F. Stutz
Ste. 964
520 Madison Avenue
Toledo, OH 43604

EXAMINER

VRABLIK, JOHN J

| ART UNIT | PAPER NUMBER |
|----------|--------------|
|----------|--------------|

3748

DATE MAILED: 02/26/2004

15

Please find below and/or attached an Office communication concerning this application or proceeding.



UNITED STATES DEPARTMENT OF COMMERCE
U.S. Patent and Trademark Office

Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450

u

| | | | |
|---------------------------------|-------------|---|---------------------|
| APPLICATION NO./ CONTROL NO. | FILING DATE | FIRST NAMED INVENTOR / PATENT IN REEXAMINATION | ATTORNEY DOCKET NO. |
|---------------------------------|-------------|---|---------------------|

| |
|----------|
| EXAMINER |
|----------|

| | |
|----------|-------|
| ART UNIT | PAPER |
|----------|-------|

15

DATE MAILED:

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner for Patents

John J. Vrablik

John J. Vrablik
Primary Examiner
Art Unit: 3748

Response to Amendment

The reply filed on December 30, 2003 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): The reply fails to present arguments pointing out the specific distinctions believed to render the claims, including any newly presented claims, patentable over any applied references. Claims 1 and 2 were rejected as being clearly anticipated by either Dworak et al. or Lipsombe, and unpatentable over Kalle in view of Martin et al. Applicant must point out the specific distinctions of new claims 11-30 that render the claims patentable over the applied references. A general allegation that the claims define a patentable invention without specifically pointing out how the language of the claims patentably distinguishes them from the references does not comply with the requirements of this section. Also, regarding the rejection under 35 U.S.C. 112, first paragraph, as to how the sides of the gear housing are hydraulically clamped, applicant should point out what part of the cover members are urged against the corresponding face of the gear housing by fluid pressure, and how both covers can be biased by fluid pressure at the same time since one chamber, e.g. 15a, is under discharge pressure but the other chamber, e.g. 16a, is under suction pressure. See 37 CFR 1.111. MPEP Section 714.02. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to John J. Vrablik whose telephone number is (703) 308-2629. The examiner can normally be reached on M-F (8:30-5:00).

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Thomas E. Denion can be reached on (703) 308-2623. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



John J. Vrablik
Primary Examiner
Art Unit 3748

jjv